

6436. Adulteration of oats. U. S. * * * v. 500 Sacks of Sulphured Oats.
Consent decree of condemnation, forfeiture, and destruction.
(F. & D. No. 8647. I. S. No. 9391-p. S. No. C-777.)

On December 18, 1917, the United States attorney for the Southern District of Mississippi, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel for the seizure and condemnation of 500 cases of sulphured oats, remaining unsold in the original unbroken packages at Natchez, Miss., alleging that the article had been shipped on or about November 27, 1917, by Samuel Hastings Co., Cairo, Ill., and transported from the State of Illinois into the State of Mississippi, and charging adulteration in violation of the Food and Drugs Act. The article was labeled in part, "Samuel Hastings, Cairo, Ill., Uncle Sam Fancy White Oats."

Adulteration of the article was alleged in the libel for the reason that water had been added thereto and mixed and packed therewith, so as to reduce, lower, and injuriously affect its quality and strength, and had been substituted in part for sulphured oats, which the article purported to be.

On January 26, 1918, Rumble & Wensel Co., Natchez., Miss., claimants, having consented to a decree, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product should be released to said claimants upon the payment of the costs of the proceedings and the execution of a bond in the sum of \$500, in conformity with section 10 of the act, conditioned in part that the oats should not be sold or disposed of before the same are properly labeled and branded so as to show the correct amount of moisture contained therein.

C. F. MARVIN, *Acting Secretary of Agriculture.*